

By: Kimberly Kirchmeyer
KIMBERLY KIRCHMEYER
Interim Executive Director

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8 *Attorneys for Complainant*

9
10 **BEFORE THE**
11 **MEDICAL BOARD OF CALIFORNIA**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

13 In the Matter of the Accusation and Petition to
14 Revoke Probation Against:

15 **BRANDON M. ROSS, M.D.**
4150 Regents Park Row, Ste 245
16 San Diego, CA 92037

17 Physician's and Surgeon's Certificate No.
A76782

18 Respondent.

Case No. 8002013000208

OAH No. 2013110599

19
20 **STIPULATED SURRENDER OF**
21 **LICENSE AND DISCIPLINARY ORDER**

22 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the above-
23 entitled proceedings that the following matters are true:

24 **PARTIES**

25 1. Kimberly Kirchmeyer (Complainant) is the Interim Executive Director of the Medical
26 Board of California. She brought this action solely in her official capacity and is represented in
27 this matter by Kamala D. Harris, Attorney General of the State of California, by Alexandra M.
28 Alvarez, Deputy Attorney General.

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2. Brandon M. Ross, M.D. (Respondent) has elected not to exercise his right to be represented by counsel at his own expense and is representing himself in pro per in this proceeding.

3. On October 12, 2001, the Medical Board of California issued Physician's and Surgeon's Certificate No. A76782 to respondent. The Physician's and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought in Accusation and Petition to Revoke Probation No. 8002013000208 and will expire on August 31, 2015, unless renewed.

4. On October 8, 2013, the Medical Board issued a Cease Practice Order in the case entitled "*In the Matter of the Accusation Against Brandon Michael Ross, M.D.*," Case No. 10-2012-221360 prohibiting respondent from engaging in the practice of medicine pending a final decision on an Accusation and Petition to Revoke Probation to be filed against him. That Cease Practice Order, which became effective October 9, 2013, was based on respondent's failure to obey Probation Conditions Nos. 5 and 6 of the Board's Decision in Case No. 10-2012-221360 in that he failed to cooperate with biological fluid testing and failed to abstain from the use of alcohol.

JURISDICTION

5. On October 22, 2013, Accusation and Petition to Revoke Probation No. 8002013000208 was filed before the Medical Board of California (Board), Department of Consumer Affairs, and is currently pending against respondent. On October 22, 2013, a true and correct copy of Accusation and Petition to Revoke Probation No. 8002013000208 and all other statutorily required documents were properly served on respondent. Respondent timely filed his Notice of Defense contesting the Accusation and Petition to Revoke Probation. A true and correct copy of Accusation and Petition to Revoke Probation No. 8002013000208 is attached hereto as Exhibit A and incorporated by reference as if fully set forth herein.

ADVISEMENT AND WAIVERS

6. Respondent has carefully read and fully understands the charges and allegations in Accusation and Petition to Revoke Probation No. 8002013000208. Respondent also has carefully
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1 read, and fully understands the effects of this Stipulated Surrender of License and Disciplinary
2 Order.

3 7. Respondent is fully aware of his legal rights in this matter, including the right to a
4 hearing on the charges and allegations in the Accusation and Petition to Revoke Probation No.
5 8002013000208; the right to be represented by counsel, at his own expense; the right to confront
6 and cross-examine the witnesses against him; the right to present evidence and to testify on his
7 own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the
8 production of documents; the right to reconsideration and court review of an adverse decision;
9 and all other rights accorded by the California Administrative Procedure Act and other applicable
10 laws.

11 8. Respondent hereby voluntarily, knowingly, and intelligently waives and gives up
12 each and every right set forth above.

13 **CULPABILITY**

14 9. Respondent admits the complete truth and accuracy of each and every charge and
15 allegation in Accusation and Petition to Revoke Probation No. 8002013000208, agrees that cause
16 exists for discipline and hereby surrenders his Physician's and Surgeon's Certificate No. A76782
17 for the formal acceptance by the Interim Executive Director on behalf of the Board.

18 10. Respondent understands that by signing this stipulation he enables the Interim
19 Executive Director, on behalf of the Board, to issue an order accepting the surrender of his
20 Physician's and Surgeon's Certificate No. A76782 without further notice to or opportunity to be
21 heard by respondent.

22 **CONTINGENCY**

23 11. Business and Professions Code section 2224, subdivision (b), provides, in pertinent
24 part, that the Medical Board "shall delegate to its executive director the authority to adopt a . . .
25 stipulation for surrender of a license."

26 12. This Stipulated Surrender of License and Disciplinary Order shall be subject to
27 approval of the Interim Executive Director on behalf of the Medical Board. The parties agree that
28 this Stipulated Surrender of License and Disciplinary Order shall be submitted to the Interim

1 Executive Director for her consideration in the above-entitled matter and, further, that the Interim
2 Executive Director shall have a reasonable period of time in which to consider and act on this
3 Stipulated Surrender of License and Disciplinary Order after receiving it. By signing this
4 stipulation, Respondent fully understands and agrees that he may not withdraw his agreement or
5 seek to rescind this stipulation prior to the time the Interim Executive Director, on behalf of the
6 Medical Board, considers and acts upon it.

7 13. The parties agree that this Stipulated Surrender of License and Disciplinary Order
8 shall be null and void and not binding upon the parties unless approved and adopted by the
9 Interim Executive Director on behalf of the Board, except for this paragraph, which shall remain
10 in full force and effect. Respondent fully understands and agrees that in deciding whether or not
11 to approve and adopt this Stipulated Surrender of License and Disciplinary Order, the Interim
12 Executive Director and/or the Board may receive oral and written communications from its staff
13 and/or the Attorney General's Office. Communications pursuant to this paragraph shall not
14 disqualify the Interim Executive Director, the Board, any member thereof, and/or any other
15 person from future participation in this or any other matter affecting or involving respondent. In
16 the event that the Interim Executive Director on behalf of the Board does not, in her discretion,
17 approve and adopt this Stipulated Surrender of License and Disciplinary Order, with the
18 exception of this paragraph, it shall not become effective, shall be of no evidentiary value
19 whatsoever, and shall not be relied upon or introduced in any disciplinary action by either party
20 hereto. Respondent further agrees that should this Stipulated Surrender of License and
21 Disciplinary Order be rejected for any reason by the Interim Executive Director on behalf of the
22 Board, respondent will assert no claim that the Interim Executive Director, the Board, or any
23 member thereof, was prejudiced by its/his/her review, discussion and/or consideration of this
24 Stipulated Surrender of License and Disciplinary Order or of any matter or matters related hereto.

25 **ADDITIONAL PROVISIONS**

26 14. This Stipulated Surrender of License and Disciplinary Order is intended by the parties
27 herein to be an integrated writing representing the complete, final and exclusive embodiment of
28 the agreements of the parties in the above-entitled matter.

1 15. The parties agree that copies of this Stipulated Surrender of License and
2 Disciplinary Order, including copies of the signatures of the parties, may be used in lieu of
3 original documents and signatures and, further, that such copies shall have the same force and
4 effect as originals.

5 16. In consideration of the foregoing admissions and stipulations, the parties agree the
6 Interim Executive Director of the Medical Board may, without further notice to or opportunity to
7 be heard by respondent, issue and enter the following Disciplinary Order on behalf of the Board:

8 **ORDER**

9 IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A76782, issued
10 to respondent Brandon M. Ross, M.D., is surrendered and accepted by the Medical Board of
11 California.

12 1. The surrender of respondent's Physician's and Surgeon's Certificate No. A76782 and
13 the acceptance of the surrendered license by the Board shall constitute the imposition of
14 discipline against respondent. This stipulation constitutes a record of the discipline and shall
15 become a part of respondent's license history with the Medical Board of California.

16 2. Respondent shall lose all rights and privileges as a physician and surgeon in
17 California as of the effective date of the Board's Decision and Order.

18 3. Respondent shall cause to be delivered to the Board his pocket license and, if one was
19 issued, his wall certificate on or before the effective date of the Decision and Order.

20 4. If respondent ever files an application for licensure or a petition for reinstatement in
21 the State of California, the Board shall treat it as a petition for reinstatement. Respondent must
22 comply with all the laws, regulations and procedures for reinstatement of a revoked license in
23 effect at the time the petition is filed, and all of the charges and allegations contained in
24 Accusation and Petition to Revoke Probation No. 8002013000208 shall be deemed to be true,
25 correct and fully admitted by respondent when the Board determines whether to grant or deny the
26 petition.

27 5. If respondent should ever apply or reapply for a new license or certification, or
28 petition for reinstatement of a license, by any other health care licensing agency in the State of

California, all of the charges and allegations contained in Accusation and Petition to Revoke Probation, No. 8002013000208 shall be deemed to be true, correct and fully admitted by respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or restrict licensure.

ACCEPTANCE

I have carefully read this Stipulated Surrender of License and Disciplinary Order. I fully understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate No. A76782. I enter into this Stipulated Surrender of License and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED: 11/27/13

BRANDON M. RUSS, M.D.
Respondent

ENDORSEMENT

The foregoing Stipulated Surrender of License and Disciplinary Order is hereby respectfully submitted for consideration by the Medical Board of California of the Department of Consumer Affairs.

Dated:

Respectfully submitted,

KIMBERLY D. BROWN
Attorney General of California
THOMAS S. LEECE
Supervising Deputy Attorney General

ALFONSO M. ALVAREZ
Deputy Attorney General
Attorneys for Respondent

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1 California, all of the charges and allegations contained in Accusation and Petition to Revoke
2 Probation, No. 8002013000208 shall be deemed to be true, correct, and fully admitted by
3 respondent for the purpose of any Statement of Issues or any other proceeding seeking to deny or
4 restrict licensure.

5 **ACCEPTANCE**

6 I have carefully read this Stipulated Surrender of License and Disciplinary Order. I fully
7 understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate
8 No. A76782. I enter into this Stipulated Surrender of License and Disciplinary Order voluntarily,
9 knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical
10 Board of California.

11
12 DATED: _____

13 BRANDON M. ROSS, M.D.
14 Respondent


15 **ENDORSEMENT**

16 The foregoing Stipulated Surrender of License and Disciplinary Order is hereby
17 respectfully submitted for consideration by the Medical Board of California of the Department of
18 Consumer Affairs.

19 Dated: 1/9/14

Respectfully submitted,

20 KAMALA D. HARRIS
21 Attorney General of California
22 THOMAS S. LAZAR
23 Supervising Deputy Attorney General

24 
25 ALEXANDRA M. ALVAREZ
26 Deputy Attorney General
27 Attorneys for Complainant
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Exhibit A

Accusation and Petition to Revoke Probation No. 8002013000208

1 KAMALA D. HARRIS
Attorney General of California
2 THOMAS S. LAZAR
Supervising Deputy Attorney General
3 ALEXANDRA M. ALVAREZ
Deputy Attorney General
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Telephone: (619) 645-3141
7 Facsimile: (619) 645-2061

8 *Attorneys for Complainant*

9 **BEFORE THE**
10 **MEDICAL BOARD OF CALIFORNIA**
11 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

12 In the Matter of the Accusation and Petition to
13 Revoke Probation Against:

14 **BRANDON M. ROSS, M.D.**
4150 Regents Park Row, Ste 245
15 La Jolla, CA 92037

16 Physician's and Surgeon's Certificate No.
A76782

17 Respondent.

Case No. 8002013000208

**ACCUSATION AND PETITION TO
REVOKE PROBATION**

18
19 Complainant alleges:

20 **PARTIES**

21 1. Kimberly Kirchmeyer (Complainant) brings this Accusation and Petition to Revoke
22 Probation solely in her official capacity as the Interim Executive Director of the Medical Board of
23 California, Department of Consumer Affairs.

24 2. On or about October 12, 2001, the Medical Board of California issued Physician's
25 and Surgeon's Certificate No. A76782 to Brandon M. Ross, M.D. (Respondent). The Physician's
26 and Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
27 herein and will expire on August 31, 2015, unless renewed.

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FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO October 22 2015
BY [Signature] ANALYST

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JURISDICTION

7. This Accusation and Petition to Revoke Probation is brought before the Medical Board of California (Board), Department of Consumer Affairs, under the authority of the following laws and the Medical Board's Decision in the case entitled "*In the Matter of the Accusation Against Brandon Michael Ross, M.D.*," Case No. 10-2012-221360. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

8. Section 2227 of the Code provides that a licensee who is found guilty under the Medical Practice Act may have his or her license revoked, suspended for a period not to exceed one year, placed on probation and required to pay the costs of probation monitoring, be publicly reprimanded, or have such other action taken in relation to discipline as the Division deems proper.

9. Section 2234 of the Code, states:

"The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:

"(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the violation of, or conspiring to violate any provision of this chapter.

"(b) Gross negligence.

"(c) Repeated negligent acts. To be repeated, there must be two or more negligent acts or omissions. An initial negligent act or omission followed by a separate and distinct departure from the applicable standard of care shall constitute repeated negligent acts.

"(1) An initial negligent diagnosis followed by an act or omission medically appropriate for that negligent diagnosis of the patient shall constitute a single negligent act.

"(2) When the standard of care requires a change in the diagnosis, act, or omission that constitutes the negligent act described in paragraph (1), including, but not limited to, a reevaluation of the diagnosis or a change in treatment, and the

licensee's conduct departs from the applicable standard of care, each departure constitutes a separate and distinct breach of the standard of care.

“(d) Incompetence.

“(e) The commission of any act involving dishonesty or corruption which is substantially related to the qualifications, functions, or duties of a physician and surgeon.

“(f) Any action or conduct which would have warranted the denial of a certificate.

“....”

10. Unprofessional conduct under section 2234 is conduct which breaches the rules or ethical code of the medical profession, or conduct which is unbecoming to a member in good standing of the medical profession, which demonstrates an unfitness to practice medicine. (*Shea v. Board of Medical Examiners* (1978) 81 Cal.App.3d 564, 575.)

CAUSE FOR DISCIPLINE

(Unprofessional Conduct)

11. Respondent has subjected his Physician's and Surgeon's Certificate No. A76782 to disciplinary action under section 2227 and 2234, as defined by section 2234, of the Code, in that he has engaged in conduct which breaches the rules or ethical code of the medical profession, or conduct which is unbecoming to a member in good standing of the medical profession, and which demonstrates an unfitness to practice medicine, as more particularly alleged hereinafter:

A. At all times after the effective date of the Medical Board's Decision in Case No. 10-2012-221360, Probation Condition No. 5 stated:

“5. ALCOHOL - ABSTAIN FROM USE. Respondent shall abstain completely from the use of products or beverages containing alcohol.

“If Respondent has a confirmed positive biological fluid test for alcohol, Respondent shall receive a notification from the Board or its designee to immediately cease the practice of medicine. The Respondent shall not resume the practice of medicine until final decision on an accusation and/or a petition to

1 revoke probation. An accusation and/or petition to revoke probation shall be filed
2 by the Board within 15 days of the notification to cease practice. If the Respondent
3 requests a hearing on the accusation and/or petition to revoke probation, the Board
4 shall provide the Respondent with a hearing within 30 days of the request, unless
5 the Respondent stipulates to a later hearing. A decision shall be received from the
6 Administrative Law Judge or the Board within 15 days unless good cause can be
7 shown for the delay. The cessation of practice shall not apply to the reduction of
8 the probationary time period.

9 “If the Board does not file an accusation or petition to revoke probation
10 within 15 days of the issuance of the notification to cease practice or does not
11 provide Respondent with a hearing within 30 days of such request, the notification
12 of cease practice shall be dissolved.”

13 B. On or about April 10, 2013, respondent informed his Medical Board probation
14 monitor that he had been drinking alcohol on the evenings of April 2 and 3, 2013.

15 C. On or about August 12, 2013, and August 20, 2013, respondent tested positive for
16 ETG/ETS¹ indicating that he had been using alcohol. On or about September 26, 2013,
17 respondent, in a written statement to the Board, admitted that he had been drinking alcohol on
18 August 12, 2013, and August 20, 2013.

19 D. On or about September 26, 2013, respondent, in a written statement to the Board,
20 admitted that he had been drinking alcohol on two occasions in September 2013.

21 E. At all times after the effective date of the Medical Board’s Decision in Case No.
22 10-2012-221360, Probation Condition No. 6 stated:

23 “6. BIOLOGICAL FLUID TESTING. Respondent shall immediately
24 submit to biological fluid testing, at Respondent’s expense, upon request of the
25 Board or its designee. “Biological fluid testing” may include, but is not limited to,
26 urine, blood, breathalyzer, hair follicle testing, or similar drug screening approved

27 ¹ ETG (ethyl glucuronide) and ETS (ethyl sulfate) are biomarkers of alcohol consumption
28 used in biological fluid testing.

1 by the Board or its designee. Prior to practicing medicine, Respondent shall
2 contract with a laboratory or service approved in advance by the Board or its
3 designee that will conduct random, unannounced, observed, biological fluid
4 testing. The contract shall require results of the tests to be transmitted by the
5 laboratory or service directly to the Board or its designee within four hours of the
6 results becoming available. Respondent shall maintain this laboratory or service
7 contract during the period of probation.

8 "A certified copy of any laboratory test result may be received in evidence in
9 any proceedings between the Board and Respondent.

10 "If Respondent fails to cooperate in a random biological fluid testing
11 program within the specified time frame, Respondent shall receive a notification
12 from the Board or its designee to immediately cease the practice of medicine. The
13 Respondent shall not resume the practice of medicine until final decision on an
14 accusation and/or a petition to revoke probation. An accusation and/or petition to
15 revoke probation shall be filed by the Board within 15 days of the notification to
16 cease practice. If the Respondent requests a hearing on the accusation and/or
17 petition to revoke probation, the Board shall provide the Respondent with a
18 hearing within 30 days of the request, unless the Respondent stipulates to a later
19 hearing. A decision shall be received from the Administrative Law Judge or the
20 Board within 15 days unless good cause can be shown for the delay. The cessation
21 of practice shall not apply to the reduction of the probationary time period.

22 "If the Board does not file an accusation or petition to revoke probation
23 within 15 days of the issuance of the notification to cease practice or does not
24 provide Respondent with a hearing within 30 days of such request, the notification
25 of cease practice shall be dissolved."

26 F. On or about April 3, 2013, respondent failed to report for his biological fluid testing.

27 G. On or about September 10, 2013, respondent failed to report for his biological fluid
28 testing.

1 **FIRST CAUSE TO REVOKE PROBATION**

2 **(Failure to Abstain from Alcohol)**

3 12. At all times after the effective date of the Medical Board's Decision in Case No. 10-
4 2012-221360, Disciplinary Order No. 5 stated:

5 "5. ALCOHOL - ABSTAIN FROM USE. Respondent shall abstain
6 completely from the use of products or beverages containing alcohol.

7 "If Respondent has a confirmed positive biological fluid test for alcohol,
8 Respondent shall receive a notification from the Board or its designee to
9 immediately cease the practice of medicine. The Respondent shall not resume the
10 practice of medicine until final decision on an accusation and/or a petition to
11 revoke probation. An accusation and/or petition to revoke probation shall be filed
12 by the Board within 15 days of the notification to cease practice. If the Respondent
13 requests a hearing on the accusation and/or petition to revoke probation, the Board
14 shall provide the Respondent with a hearing within 30 days of the request, unless
15 the Respondent stipulates to a later hearing. A decision shall be received from the
16 Administrative Law Judge or the Board within 15 days unless good cause can be
17 shown for the delay. The cessation of practice shall not apply to the reduction of
18 the probationary time period.

19 "If the Board does not file an accusation or petition to revoke probation
20 within 15 days of the issuance of the notification to cease practice or does not
21 provide Respondent with a hearing within 30 days of such request, the notification
22 of cease practice shall be dissolved."

23 13. Respondent's probation is subject to revocation because he failed to comply with
24 Probation Condition No. 5, referenced above, in that he failed to abstain from the use of alcohol,
25 as more particularly alleged in paragraph 11, which is hereby incorporated by reference and
26 realleged as if fully set forth herein.

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1 **SECOND CAUSE TO REVOKE PROBATION**

2 **(Failure to Submit to Biological Fluid Testing)**

3 14. At all times after the effective date of the Medical Board's Decision in Case No.
4 10-2012-221360, Probation Condition No. 6 stated:

5 "6. BIOLOGICAL FLUID TESTING. Respondent shall immediately
6 submit to biological fluid testing, at Respondent's expense, upon request of the
7 Board or its designee. "Biological fluid testing" may include, but is not limited to,
8 urine, blood, breathalyzer, hair follicle testing, or similar drug screening approved
9 by the Board or its designee. Prior to practicing medicine, Respondent shall
10 contract with a laboratory or service approved in advance by the Board or its
11 designee that will conduct random, unannounced, observed, biological fluid
12 testing. The contract shall require results of the tests to be transmitted by the
13 laboratory or service directly to the Board or its designee within four hours of the
14 results becoming available. Respondent shall maintain this laboratory or service
15 contract during the period of probation.

16 "A certified copy of any laboratory test result may be received in evidence in
17 any proceedings between the Board and Respondent.

18 "If Respondent fails to cooperate in a random biological fluid testing
19 program within the specified time frame, Respondent shall receive a notification
20 from the Board or its designee to immediately cease the practice of medicine. The
21 Respondent shall not resume the practice of medicine until final decision on an
22 accusation and/or a petition to revoke probation. An accusation and/or petition to
23 revoke probation shall be filed by the Board within 15 days of the notification to
24 cease practice. If the Respondent requests a hearing on the accusation and/or
25 petition to revoke probation, the Board shall provide the Respondent with a
26 hearing within 30 days of the request, unless the Respondent stipulates to a later
27 hearing. A decision shall be received from the Administrative Law Judge or the
28 Board within 15 days unless good cause can be shown for the delay. The cessation

1 of practice shall not apply to the reduction of the probationary time period.

2 "If the Board does not file an accusation or petition to revoke probation
3 within 15 days of the issuance of the notification to cease practice or does not
4 provide Respondent with a hearing within 30 days of such request, the notification
5 of cease practice shall be dissolved."

6 15. Respondent's probation is further subject to revocation because he failed to comply
7 with Probation Condition No. 6, referenced above, in that he failed to report for his biological
8 fluid testing on April 3, 2013 and September 10, 2013, as more particularly alleged in paragraph
9 11, which is hereby incorporated by reference and realleged as if fully set forth herein.

10 **THIRD CAUSE TO REVOKE PROBATION**

11 **(Violation of Probation)**

12 16. At all times after the effective date of the Medical Board's Decision in Case No. 10-
13 2012-221360, Probation Condition No. 21 stated:

14 "21. VIOLATION OF PROBATION. Failure to fully comply with any
15 term or condition of probation is a violation of probation. If Respondent violates
16 probation in any respect, the Board, after giving Respondent notice and the
17 opportunity to be heard, may revoke probation and carry out the disciplinary order
18 that was stayed. If an Accusation, or Petition to Revoke Probation, or an Interim
19 Suspension Order is filed against Respondent during probation, the Board shall
20 have continuing jurisdiction until the matter is final, and the period of probation
21 shall be extended until the matter is final."

22 17. Respondent's probation further subject to revocation because he failed to comply with
23 Probation Condition No. 21, referenced above, in that he failed to comply with Probation
24 Conditions Nos. 5 and 6, as more particularly alleged in paragraphs 12 through 15, which are
25 hereby incorporated by reference and realleged as if fully set forth herein.

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1 **PRAYER**

2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Medical Board of California issue a decision:

4 1. Revoking or suspending Physician's and Surgeon's Certificate No. A76782, issued to
5 respondent Brandon M. Ross, M.D.;

6 2. Revoking the probation and imposing the discipline that was stayed in Case No. 10-
7 2012-221360, i.e., revocation of Physician's and Surgeon's Certificate No. A76782 issued to
8 respondent Brandon M. Ross, M.D.;

9 3. Revoking, suspending or denying approval of respondent Brandon M. Ross, M.D.'s
10 authority to supervise physician's assistants, pursuant to section 3527 of the Code;

11 4. Ordering respondent Brandon M. Ross, M.D., if placed on probation, to pay the
12 Medical Board of California the costs of probation monitoring; and

13 5. Taking such other and further action as deemed necessary and proper.

14 DATED: October 22, 2013


15 KIMBERLY KIRCHMEYER
16 Interim Executive Director
17 Medical Board of California
18 Department of Consumer Affairs
19 State of California
20 Complainant

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